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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/090,472	03/04/2002	Octavian Lancea	ENDOV-55672

CONFIRMATION NO. 5094

24201
 FULWIDER PATTON LEE & UTECHT, LLP
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 LOS ANGELES, CA 90045



OC000000010212311

Date Mailed: 06/09/2003

NOTICE REGARDING RESCISSION OF NONPUBLICATION REQUEST

Applicant's rescission of the previously-filed nonpublication request is acknowledged. The rescission has been reflected in the Office's computer records so that the earliest possible projected publication date can be assigned.

The projected publication date is 09/18/2003.

If the applicant filed the application with a nonpublication request and then subsequently filed an application directed to the invention disclosed in the application with the nonpublication request in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, applicant was required to provide notice of foreign filing within 45 days after the date of the filing of such foreign or international application. If the rescission did not contain the notice of foreign filing (e.g., the PTO/SB/36, version 10/01 was not used), or if the notice of foreign filing was not filed within the 45 day period, the application is ABANDONED, and a petition under 37 CFR 1.137(b)/(f) is required to be filed. (See 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c).)

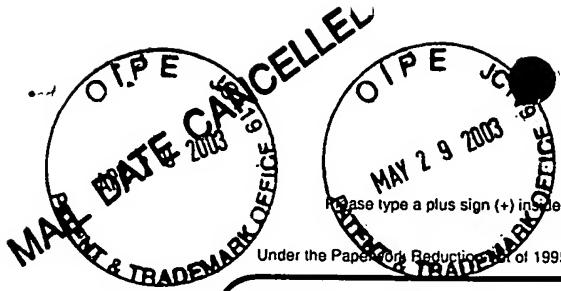
Any petition, filed with the rescission, under 37 CFR 1.137(b)/(f) to revive the application is being forwarded to the Office of Petitions for a decision. Note that the filing of the petition will not operate to stay any period of reply that may be running against the application.

Questions regarding petitions to revive should be directed to the Office of Petitions at (703) 305-9282. Questions regarding publications of patent applications should be directed to the patent application publication hotline at (703) 605-4283 or by e-mail pgpub@uspto.gov.

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

4

Application

10/090,472

Filing Date

3/4/2002

First Named

Octavian Iancea

Group Art Unit

3731

Examiner Name

Vy Q. Bui

Attorney Docket Number

ENDOV-55672

ENCLOSURES (check all that apply)

- Fee Transmittal Form
- Fee Attached
- Amendment / Response
- After Final
- Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Assignment Papers (for an Application)
- Drawing(s)
- Licensing-related Papers
- Petition
- Petition to Convert a Provisional Application
- Power of Attorney, Revocation Change of Correspondence
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s) _____

Remarks

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter
- Other Enclosure(s) (please identify below):

Request to Rescind; Letter; Postcard



24201

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	John V. Hanley FULWIDER PATTON LEE & UTECHT, LLP
Signature	
Date	5/23/2003

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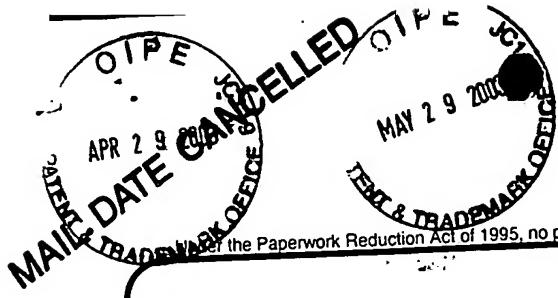
John V. Hanley

Signature

Date

5/23/2003

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**REQUEST TO RESCIND PREVIOUS
NONPUBLICATION REQUEST
35 U.S.C. 122(b)(2)(B)(ii)**

Application Number	10/090,472
Filing Date	3/4/2002
First Named Inventor	Octavian Iancea
Title	MODULAR GRAFT COMPONENT JUNCTIONS
Atty Docket Number	ENDOV-55672
Group Art Unit	3731
Examiner	VY Q. BUI

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

5/23/2003

Date

Signature

John V. Hanley, #38,171

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) days after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is not filed within forty-five days (45) days after the date of filing of the foreign or international application.

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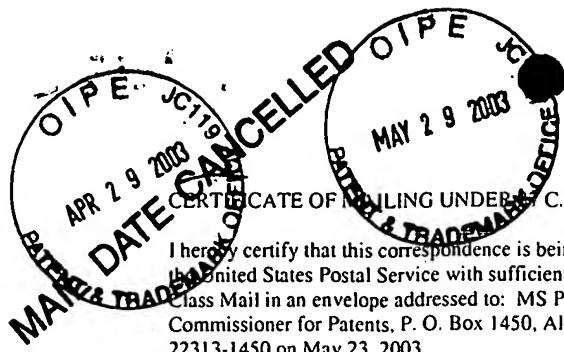
Name (Print/Type) John V. Hanley

Signature

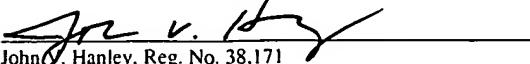
Date

5/23/2003

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122 (b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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John Hanley, Reg. No. 38,171

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Octavian Iancea, et al.

Serial No. 10/090,472

Filed: March 4, 2002

For: MODULAR GRAFT COMPONENT JUNCTIONS

Examiner: Vy Q. Bui

Group Art Unit: 3731

Client ID/Matter No. ENDOV-55672

LETTER

Mail Stop PGPUB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The attached Request To Rescind Previous Nonpublication Request has been unintentionally filed more than 45 days after the February 21, 2003 date of filing a foreign application in respect of the above-referenced application. Upon reviewing files in respect of which foreign applications have been filed to ensure that the correct Request form had been filed, the undersigned noticed today that no Request To Rescind Previous Nonpublication Request has been filed in the present application. Accordingly, the

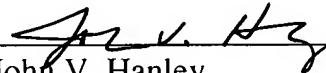
entire delay between the date the Request was due until noticing the failure to do so and the filing of an appropriate Request has been unintentional.

In view of the unintentional delay in filing the attached Request To Rescind Previous Nonpublication Request, it is believed that the present application will not be regarded as being abandoned under 35 U.S.C. 122(b)(B)(iii). Authorization is hereby provided to treat this letter as a declaration of the undersigned.

An indication regarding whether the present application has been deemed to be abandoned is nevertheless hereby requested so that a Petition to Revive can be filed in due course.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: 
John V. Hanley
Registration No. 38,171

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